



JUDY H. MARTZ
GOVERNOR

MONTANA

DEPARTMENT OF AGRICULTURE

AGRICULTURAL SCIENCES DIVISION
303 N ROBERTS, PO BOX 200201
HELENA, MONTANA 59620-0201

W. RALPH PECK
DIRECTOR

(406) 444-3144
FAX (406) 444-5409
TDD (406) 444-4687
E-MAIL: agr@state.mt.us
WEBSITE: www.agr.state.mt.us

GREGORY H. AMES
ADMINISTRATOR
(406) 444-2944
FAX: (406) 444-7336

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MEMORANDUM

TO: Applicants for Special Local Needs (SLN),
FIFRA Section 24(c), Registrations in Montana

FR: Daniel Sullivan
Programs Manager
Telephone: 406-444-3731; Facsimile: 406-444-7336; E-mail: dasullivan@state.mt.us

RE: Section 24(c) Application Guidelines

The Montana Pesticides Act requires that all 24(c) applications be reviewed by three agencies - the Department of Agriculture, the Department of Public Health and Human Services, and the Department of Fish, Wildlife and Parks. Three copies of the application package should be supplied to facilitate review.

When a complete application package is received, we will document that a special local need exists and submit copies of the package to the Department of Public Health and Human Services and to the Department of Fish, Wildlife, and Parks for review. We will notify you of our decision after the review is completed, usually within a month. If registration is approved, we will assign an SLN Number, send you a pesticide registration form and notify the EPA of registration approval. Return the completed pesticide registration form with the \$90.00 registration fee and three copies of the final printed labeling within 30 days of approval to the attention of Janet Kirkland, Registration Specialist. An electronic copy of the final label, preferably in PDF format, should be provided upon notification of approval and sent by email attachment to dasullivan@state.mt.us.

The following information is typically needed to evaluate proposed special local needs, 24(c), registrations:

- 1) A completed EPA Application/Notification form.
(EPA Form 8570-25)
- 2) A copy of the proposed supplemental labeling. For new products, a copy of the complete proposed labeling.

- 3) A copy of the current EPA-approved FIFRA Section 3 labeling.
- 4) Describe the special local need - the existing or imminent pest problem within Montana for which there is no appropriate federally registered pesticide product available. Include a letter(s) from potential user groups that documents the need for the pesticide and intent to use the product if the registration is approved.
- 5) Technical data sheets, an MSDS, or other information to assess potential health hazards, including recognized chronic effects. Additional safety data may be needed to determine whether the pesticide is safer than EPA-registered alternatives.
- 6) Documentation of a tolerance or exemption from tolerance if necessary for the proposed use (e.g. a copy of the Federal Register notification).
- 7) Residue data to insure that residues from the proposed use pattern or rates do not exceed established tolerances.
- 8) Efficacy data to demonstrate that the pesticide is more effective than EPA-registered alternatives or to insure that claims made for the pesticide are warranted. If data are not available, expert evaluations may be acceptable.
- 9) A summary of environmental information, including toxicity to fish and wildlife, phytotoxicity, degradation mechanisms, persistence, and mobility. Information from nearby areas will be considered if Montana information is not available.
- 10) Information regarding status of any Reregistration Standard, Special Review, or data-call-in by EPA including a summary of data gaps identified and any plans or studies in progress to support continued registration.
- 11) Documentation for why alternative products are not available in sufficient quantity, if applicable.
- 12) For new products, a certified statement of formula.
- 13) For new products, any additional information that might be useful in making a "no unreasonable adverse effects" determination.
- 14) Send applications to: Montana Department of Agriculture
Attn: Dan Sullivan
Agricultural Sciences Division
P.O. Box 200201
303 North Roberts
Helena MT 59601-0201